

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)  
016021-001010US

First named inventor: William F. Hackett, Jr.

Application No.: 09/838,004

Art Unit: 2836

Filed: April 18, 2001

Examiner: Sharon A. Polk

Title: SYSTEMS AND METHODS FOR A SAFETY CIRCUIT FOR AN ELECTRIC MOTOR

Attention: Office of Petitions  
**Mail Stop Petition**  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450  
 FAX: (703) 308-6916

**NOTE:** If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**

Small entity - fee \$665 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

Other than small entity - fee \$\_\_\_\_\_ (37 CFR 1.17(m))

**2. Reply and/or fee**A. The reply and/or fee to the above-noted Office action in the form of Amendment (identify type of reply):

has been filed previously on \_\_\_\_\_.  
 is enclosed herewith.

## B. The issue fee of \$\_\_\_\_\_

has been paid previously on \_\_\_\_\_.  
 is enclosed herewith.

[Page 1 of 2]

09838004

201430

665.00

W

F

**FAX RECEIVED****NOV 06 2003****PETITIONS OFFICE**

## 3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$\_\_\_\_ for a small entity or \$\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

## 4. STATEMENT. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

11/6/03

Date

Signature

Telephone  
Number: (415) 576-0200

Kevin T. LeMond, #35,933

Typed or printed name

Two Embarcadero Center  
8th Floor  
San Francisco, CA 94111

Address

Enclosures:  Fee Payment

Reply

Terminal Disclaimer Form

Additional sheets containing statements establishing unintentional delay

Other 1 sheet drawing (Figure 2)

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

11/6/03

Date

Signature

Lata Olivier

Typed or printed name of person signing certificate

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)  
016021-001010US

First named inventor: William F. Hackett, Jr.

Application No.: 09/838,004

Art Unit: 2836

Filed: April 18, 2001

Examiner: Sharon A. Polk

Title: SYSTEMS AND METHODS FOR A SAFETY CIRCUIT FOR AN ELECTRIC MOTOR

Attention: Office of Petitions  
Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
FAX: (703) 308-6916

NOTE: If information or assistance is needed in completing this form, please contact  
Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**

Small entity - fee \$665 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.  
 Other than small entity - fee \$\_\_\_\_\_ (37 CFR 1.17(m))

**2. Reply and/or fee**

A. The reply and/or fee to the above-noted Office action in the form of Amendment (identify type of reply):

has been filed previously on \_\_\_\_\_  
 is enclosed herewith.

B. The issue fee of \$\_\_\_\_\_

has been paid previously on \_\_\_\_\_  
 is enclosed herewith.

[Page 1 of 2]

FAX RECEIVED  
NOV 06 2003  
PETITIONS OFFICE

## 3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$\_\_\_\_ for a small entity or \$\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

## 4. STATEMENT. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

11/6/03

Date

Signature

Telephone  
Number: (415) 576-0200

Kevin T. LeMond, #35,933

Typed or printed name

Two Embarcadero Center  
8th Floor  
San Francisco, CA 94111

Address

Enclosures:  Fee Payment

Reply

Terminal Disclaimer Form

Additional sheets containing statements establishing unintentional delay

Other 1 sheet drawing (Figure 2)

## CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

11/6/03

Date

Signature

Lata Olivier

Typed or printed name of person signing certificate

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 665)

## Complete If Known

Application Number	09/838,004
Filing Date	April 18, 2001 FAX RECEIVED
First Named Inventor	Hackett, William F. NOV 06 2003
Examiner Name	Sharon A. Polk
Art Unit	2836 PETITIONS OFFICE
Attorney Docket No.	016021-001010US

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  Other  None

 Deposit Account:

Deposit Account Number 20-1430

Deposit Account Name Townsend and Townsend and Crew LLP

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 66	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 66	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity	Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	1051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	1052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	1812 2,520	For filing a request for reexamination	
1804 920*	1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	1805 1,840*	Requesting publication of STR after Examiner action	
1251 110	2251 55	1251 55	Extension for reply within first month	
1252 420	2252 210	1252 210	Extension for reply within second month	
1253 950	2253 475	1253 475	Extension for reply within third month	
1254 1,460	2254 740	1254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	1255 1,005	Extension for reply within fifth month	
1401 330	2401 185	1401 185	Notice of Appeal	
1402 330	2402 185	1402 185	Filing a brief in support of an appeal	
1403 290	2403 145	1403 145	Request for oral hearing	
1461 1,510	1451 1,510	1461 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	1452 55	Petition to revive - unavoidable	
1453 1,330	2453 655	1453 655	Petition to revive - unintentional	
1501 1,330	2501 655	1501 655	Utility issue fee (or reissue)	
1502 480	2502 240	1502 240	Design issue fee	
1503 540	2503 320	1503 320	Plant issue fee	
1480 130	1460 130	1480 130	Petitions to the Commissioner	
1807 50	1807 50	1807 50	Petitions related to provisional applications	
1808 180	1806 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2808 385	1809 385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810 770	2810 385	1810 385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801 770	2801 385	1801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify) _____				

\*Reduced by Basic Filing Fee Paid SUBTOTAL (3)

(\$665)

## SUBMITTED BY

Complete (# applicable)

Name (Print/Type)	Kevin T. LeMond	Registration No. (Attorney/Agent)	36,933	Telephone	415-576-0200
Signature			Date	11/6/03	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Atty Docket No. 016021-001010US

PTO FAX NO.: 1 703 -- 308-6916

ATTENTION: Examiner Sharon A. Polk  
TELEPHONE NO.:

Group Art Unit 2836

**OFFICIAL COMMUNICATION**

**FOR THE PERSONAL ATTENTION OF**

**EXAMINER Sharon A. Polk**

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following document(s) in re Application of William F. Hackett, Jr., Application No. 09/838,004, filed April 18, 2001 for SYSTEMS AND METHODS FOR A SAFETY CIRCUIT FOR AN ELECTRIC MOTOR is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

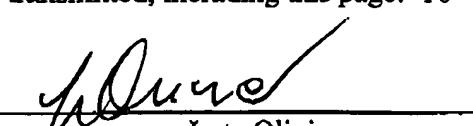
1. Amendment with 1 sheet informal drawing (Fig. 2)
2. Fee Transmittal (2)
3. Petition to Revive (2)

FAX RECEIVED  
NOV 06 2003

Number of pages being transmitted, including this page: 16

PETITIONS OFFICE

Dated: 11/6/03

  
Lata Olivier

**PLEASE CONFIRM RECEIPT OF THIS PAPER BY  
RETURN FACSIMILE AT (415) 576-0300**

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, CA 94111-3834

Telephone: 415-576-0200

Fax: 415-576-0300

60073422 v1